

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 076114
ORIGIN OES-06

INFO OCT-01 NEA-10 ISO-00 ACDA-07 CIAE-00 INR-07 IO-13
L-03 NSAE-00 NSC-05 EB-08 NRC-05 DODE-00 ERDA-05
FEA-01 SS-15 PM-04 /090 R

DRAFTED BY DHCOOPER:OES/NET/IM:SMJ
APPROVED BY OES/NET:LVNOSENZO
OES/NET/IM: D HOYLE
L/OES - C SIEGAL
NEA/INS: R OBER
ERDA - S CEJA
ACDA - R WILLIAMSON

-----060224Z 076472 /61

P 052355Z APR 77
FM SECSTATE WASHDC
TO AMCONSUL BOMBAY PRIORITY
INFO AMEMBASSY NEW DELHI PRIORITY

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E.O. 11652: NA

TAGS: TECH, ENGR, IN

SUBJECT: TARAPUR FUEL STORAGE

REF: STATE 071989

1. ERDA NOW HAS RECEIVED INDICATION FROM G.E. OF ITS
WILLINGNESS TO PERFORM A FEASIBILITY STUDY OF THE
POTENTIAL FOR INCREASING THE SPENT FUEL STORAGE CAPACITY
OF TARAPUR POOL ALONG LINES OUTLINED PARA. 2 OF REFTTEL.

2. G.E.'S PRELIMINARY AGREEMENT TO PERFORM SUCH WORK IS
SUBJECT HOWEVER TO A) AGREEMENT BETWEEN ERDA AND G.E. ON
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A MUTUALLY AGREEABLE CONTRACT, B) AGREEMENT BY THE GOVERN-
MENT OF INDIA TO PROVIDE GE PROTECTION AGAINST NUCLEAR
RISKS EQUIVALENT TO SUCH PROTECTION PROVIDED G.E. BY ITS
CONTRACT FOR CONSTRUCTION OF THE TARAPUR STATION AND ITS
LATER CONTRACT FOR THE SUPPLY OF RELOAD FUEL FOR THAT
STATION, AND C) AGREEMENT BY THE GOVERNMENT OF INDIA TO
PROVIDE G.E. PROTECTION AGAINST VARIOUS LEGAL AND

FINANCIAL LIABILITIES. IN PARTICULAR, G.E. WANTS:

A. WAIVER OF CONSEQUENTIAL DAMAGES; B. LIMITATION OF ITS
TOTAL LIABILITY TO AMOUNT IT RECEIVES UNDER CONTRACT;
C. DISCLAIMER OF ANY WARRANTIES OR REPRESENTATIVES OF

ADEQUACY, ACCURACY, USEFULNESS OR INFRINGING NATURE OF
THE FEASIBILITY OF THE STUDY. DEPARTMENT AND ERDA NOW
MAKING VIGOROUS EFFORT TO REACH ACCORD WITH G.E. WITH
REGARD TO SPECIFIC LANGUAGE EMBODYING FOREGOING G.E.
CONDITIONS. IN THIS REGARD, AS SOON AS WE HAVE
LANGUAGE WHICH WE CAN ASK THE INDIANS TO SIGN OFF ON, WE
WILL TRANSMIT IT TO THE CONGEN FOR DELIVERY TO THE IAEC.

3. SINCE IT IS NOW CLEAR THAT WE WILL NEED INDIAN
ASSISTANCE ON THE LIABILITY PROBLEM, PLEASE ALERT SETHNA
OR SHAH TO THIS NEED IF THE APPROACH INDICATED IN
PARAGRAPH 4 REFTTEL HAS NOT YET BEEN MADE OR IN A FOLLOW-UP
APPROACH. WE UNDERSTAND THAT THE INDIANS AGREED TO
SIMILAR WRITTEN UNDERTAKINGS WHEN DEALING WITH G.E. ON
THE CONSTRUCTION OF TARAPUR. WE WOULD HOPE INDIAN AEC
CAN BE PRIMED TO MOVE PROMPTLY ON THE LIABILITY LANGUAGE
PROBLEM AS SOON AS WE ARE ABLE TO DELIVER THE REQUIRED
LEGAL LANGUAGE.
VANCE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TECHNICAL ASSISTANCE, NUCLEAR SAFEGUARDS, NUCLEAR FUELS
Control Number: n/a
Copy: SINGLE
Sent Date: 05-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770485/aaaacwdm.tel
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Litigation Codes:
Litigation History:
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Subject: TARAPUR FUEL STORAGE
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